

AN ACT

relating to the authority of certain municipalities to regulate a vehicle operating as a limousine.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 215.004, Local Government Code, is amended to read as follows:

Sec. 215.004. TAXICABS AND LIMOUSINES. (a) To protect the public health, safety, and welfare, a municipality by ordinance:

(1) shall license, control, and otherwise regulate each private passenger vehicle, regardless of how it is propelled, that provides passenger taxicab transportation services for compensation and [7] is designed for carrying no more than eight passengers; and

(2) may license, control, and otherwise regulate each private passenger vehicle, regardless of how it is propelled, that provides passenger limousine transportation services for compensation and is designed for carrying no more than 15 passengers.

(a-1) Subsection (a) applies to a taxicab or limousine service that [7, and] is operated:

(1) within the jurisdiction of the municipality;

(2) on property owned by the municipality, singly or jointly with one or more other municipalities or public agencies;

(3) on property in which the municipality possesses an

1 ownership interest; or

2 (4) by transporting from the municipality, municipal
3 property, or property in which the municipality has an interest and
4 returning to it.

5 (b) The ordinance may include:

6 (1) regulation of the entry into the business of
7 providing passenger taxicab or limousine transportation services,
8 including controls, limits, or other restrictions on the total
9 number of persons providing the services;

10 (2) regulation of the rates charged for the provision
11 of the services;

12 (3) establishment of safety and insurance
13 requirements; and

14 (4) any other requirement adopted to ensure safe and
15 reliable passenger transportation service.

16 (c) In regulating passenger taxicab or limousine
17 transportation services under this section, a municipality is
18 performing a governmental function. A municipality may carry out
19 the provisions of this section to the extent the governing body of
20 the municipality considers it necessary or appropriate.

21 (d) The provisions of this section relating to the
22 regulation of limousine transportation services apply only to a
23 municipality with a population of more than 1.9 million.

24 SECTION 2. This Act takes effect September 1, 2007.

H.B. No. 2338

President of the Senate

Speaker of the House

I certify that H.B. No. 2338 was passed by the House on April 25, 2007, by the following vote: Yeas 137, Nays 5, 1 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 2338 was passed by the Senate on May 17, 2007, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor